

Notice of Allowability

Application No.

10/058,154

Examiner

Phung T. Nguyen

Applicant(s)

RAPAPORT ET AL.

Art Unit

2632

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 08/12/05.
2. ☒ The allowed claim(s) is/are 1-5, 7-10, 12, 13, 17-20, and 22-37 (renumbered as 1-31).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date _____.
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

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EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Gideon Gimlan on 09/02/05.

2. The application has been amended as follows:

Claims 6, 11, 14-16, 21, and 38-40 have been cancelled.

3. Claims 1-5, 7-10, 12-13, 17-20, and 22-37 are allowed.

The following is an examiner's statement of reasons for allowance:

Regarding claims 1, 2, 22, 27, 33, 34, 35, and 37, patentability resides in "identifying among the monitored communications those which are indicative of at least one of the care-related situation that call for relatively prompt attention thereto by a care-concerned person where criteria for determining whether or not a given situation is one that calls for relatively prompt attention thereto are machine-defined and where timeliness of pre-scheduled ones of the care-related tasks and care-related communication delivery-attempts are machine-defined", in combination with the other limitations of the claim.

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Regarding claim 7, patentability resides in “filtering means for automatically identifying intervention worthy communications which are worthy of being reviewed by a human intervener”, in combination with the other limitations of the claim.

Regarding claim 12, patentability resides in “ a presentable data section for storing content-variable data that is to be automatically presented at respective nodes of the decision tree, where that content-variable data can be automatically generated in response to stored personal attributes of the communication target person”, in combination with the other limitations of the claim.

Regarding claim 17, patentability resides in “requesting confirmation by communications-targeted persons of receipt and understanding of delivered ones of said communications; and if failed delivery-attempts exceed predefined thresholds or communications-targeted persons fail to confirm receipt and understanding of delivered ones of said communications within predefined time limits, routing alert to responsible persons within the service providing organization asking them to respond to the failed communications attempts”, in combination with the other limitations of the claim.

4. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”


Conclusion.

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5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Phung Nguyen whose telephone number is 571-272-2968. The examiner can normally be reached on Monday to Friday from 8:00am to 5:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Daniel J. Wu, can be reached on 571-272-2964. The fax phone number for this Group is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is 571-272-2600.


PHUNG T. NGUYEN
PRIMARY EXAMINER

Date: September 2, 2005